



**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

General Kinematics Corporation	)	
	)	Civil Action No. 08 C 1264
Plaintiff,	)	
v.	)	Judge: Hon. David H. Coar
	)	
Carrier Vibrating Equipment, Inc.	)	Magistrate-Judge Schenkier
	)	
Defendant	)	

**ORDER GRANTING MOTION FOR EXPEDITED DISCOVERY  
TO CONFIRM (OR DENY) EXISTENCE OF SUBJECT MATTER JURISDICTION**

On motion of named Defendant Carrier Vibrating Equipment, Inc. ("Carrier"), appearing specially and not generally, for an Order granting Carrier leave to conduct limited and expedited discovery to confirm (or deny) the existence of subject matter jurisdiction of this Court, and the Court having considered the motion and any response thereto by Plaintiff General Kinematics Corporation ("General Kinematics"), and the Court having conducted a hearing on the motion and there appearing good cause to grant the motion, and being sufficiently advised,

It is HEREBY ORDERED AND ADJUDGED that:

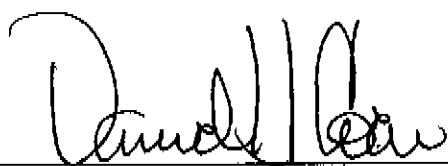
1. The motion of Carrier is SUSTAINED, and General Kinematics shall deliver to Carrier either (1) a physical production example or (2) a complete set of engineering drawings of its VARIO-DRIVE shakeout conveyor system within 15 days of this Order, for the purpose of Carrier examining said device or drawings to determine if it infringes any claim of U.S. Patent No. 5,615,763 ("the '763 Patent");
2. The delivery and examination of the item(s) pursuant to Paragraph 1, above, shall

be under the terms and conditions of a Stipulated Protective Order to be entered into between the parties substantively similar to the [Proposed] Stipulated Protective Order tendered as Exhibit E to Carrier's motion;

3. Carrier's Steven Childress may participate in the examination of the physical VARIO-DRIVE or the engineering drawings pertaining to said VARJO-DRIVE as requested in Carrier's motion and as set forth in Exhibit E; and

4. Carrier shall not be required to Answer or otherwise plead in response to the Complaint of General Kinematics until 20 days after it completes the examination and determination set forth in Paragraph 1, above.

So ORDERED this 19<sup>th</sup> day of March, 2008.

  
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Judge, U.S. District Court

Tendered By:

/s/ Hartwell P. Morse, III  
Hartwell P. Morse, III (Ill. 6199527)  
J. Aron Carnahan (Ill. 6242642)  
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Carrier Vibrating Equipment, Inc.